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DIGEST OF OTHER RECENT VIRGINIA DECISIONS.

Supreme Court of Appeals.

Note—In this department we give the syllabus of every case decided by the Virginia Supreme Court of Appeals, except of such cases as are reported in full.

CLAYVILLE MFG. CO. et al. v. SOUTHERN RY. CO.

Jan. 16, 1913.

[76 S. E. 942.]

Railroads (§ 60*)—Discontinuing Stations—Corporation Commission.—The station Clayville not having facilities equal to Dorset, an older station only nine-tenths of a mile distant, and it being agreed that both stations were not necessary, an order of the State Corporation Commission discontinuing the station at Clayville was proper.

[Ed. Note.—For other cases, see Railroads, Cent. Dig. §§ 134, 136; Dec. Dig. § 60.* 11 Va.-W. Va. Enc. Dig. 562; 14 Va.-W. Va. Enc. Dig. 870.]

Appeal from State Corporation Commission.

Petition by the Southern Railway Company to discontinue its station at Clayville. From an order of the State Corporation Commission discontinuing such station, the Clayville Manufacturing Company and others appeal. Affirmed.

W. M. Justis, Jr., of Richmond, for appellants.

Williams & Tunstall, of Norfolk, for appellee.

BOYENTON v. COMMONWEALTH.

Jan. 16, 1913.

[76 S. E. 945.]

1. Banks and Banking (§ 4*)—Statutes—Implied Repeal—Private Bankers—Offenses—"Bank."—Acts 1893-94, c. 210, making it an offense for any private banker or any employee of any private banker to accept a deposit with knowledge that he or such institution is insolvent, was not impliedly repealed by Acts 1902-3-4, c. 578 (Code 1904, § 1171), creating the same offense with reference to banks, and defining the word "bank" to include banks of deposit and discount, savings banks, savings societies, savings institutions, and trust companies, or other corporation chartered to receive deposits, or do a banking business, since repeals by implication are not favored, and will not be presumed unless the repugnancy is such that both cannot be sustained and construed together.

*For other cases see same topic and section NUMBER in Dec. Dig. & Am. Dig. Key No. Series & Rep'r Indexes.